

**AMENDMENTS TO THE CLAIMS**

**This listing of claims will replace all prior versions and listings of claims in the application:**

**LISTING OF CLAIMS:**

1.     **(original):** A muscle-building preparation for use during rehabilitation after injury or post-injury surgery,  
  
          the preparation comprising a composition comprising 42 to 55% by weight of protein, 12 to 20% by weight of fat, and 23 to 42% by weight of carbohydrate, on a dry weight basis of the total weight of the composition.
  
2.     **(original):** The muscle-building preparation according to claim 1 wherein the injury is a fracture, joint injury, pulled muscle, or sprain.
  
3.     **(original):** The muscle-building preparation according to claim 1 wherein the injury is a ligament injury.
  
4.     **(currently amended):** A food comprising the muscle-building preparation of claim 1, and an edible carrier.
  
5.     **(currently amended):** A food indicated as a food for muscle building during rehabilitation after injury or post-injury surgery, ~~the food containing a composition~~ comprising 42 to 55% by weight of protein, 12 to 20% by weight of fat, and 23 to 42% by weight of

carbohydrate, on a dry weight basis of the total weight of the ~~composition food~~, and an edible carrier.

6. **(withdrawn):** A method of building muscles during rehabilitation after injury or post-injury surgery, comprising the step of ingesting a muscle-building preparation for use during rehabilitation after injury or post-injury surgery, or a food comprising the preparation, within 1 hour after physical exercise, the preparation comprising a composition comprising 42 to 55% by weight of protein, 12 to 20% by weight of fat, and 23 to 42% by weight of carbohydrate, on a dry weight basis of the total weight of the composition.

7. **(withdrawn-currently amended):** The method according to claim 6, wherein the injury is a fracture, joint injury, pulled muscle, or sprain.

8. **(withdrawn-currently amended):** The method according to claim 6, wherein the injury is a ligament injury.